United States District Court

WESTERN DISTRICT OF MICHIGAN

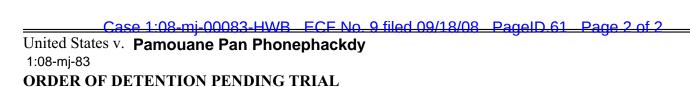
UNITED STATES OF AMERICA

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ORDER OF DETENTION PENDING TRIAL

Case Number: 1:08-mj-83

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requir	In a	accordance with the Bail Reform Act, 18 U.S.C.§3142(f), a e detention of the defendant pending trial in this case.	detention hearing has been held. I conclude that the following facts
		Part I - Find	ings of Fact
	(1)	The defendant is charged with an offense described	I in 18 U.S.C. §3142(f)(1) and has been convicted of a (federal federal offense if a circumstance giving rise to federal jurisdiction had
		a crime of violence as defined in 18 U.S.C.§3156	(a)(4).
		an offense for which the maximum sentence is li	ife imprisonment or death.
		an offense for which the maximum term of impr	isonment of ten years or more is prescribed in
		a felony that was committed after the defendant h U.S.C.§3142(f)(1)(A)-(C), or comparable state or	ad been convicted of two or more prior federal offenses described in 18 local offenses.
	(2)		the defendant was on release pending trial for a federal, state or local
	(3)	offense. A period of not more than five years has elapsed since the the offense described in finding (1).	e (date of conviction) (release of the defendant from imprisonment) for
	(4)	Findings Nos. (1), (2) and (3) establish a rebuttable presu	umption that no condition or combination of conditions will reasonably mmunity. I further find that the defendant has not rebutted this
		Alternate Fir	ndings (A)
X	(1)	There is probable cause to believe that the defendant	
		for which a maximum term of imprisonment of t under 18 U.S.C.§924(c).	en years or more is prescribed in 21 U.S.C. § 801 et seq
X	(2)	The defendant has not rebutted the presumption estab reasonably assure the appearance of the defendant as	lished by finding 1 that no condition or combination of conditions will s required and the safety of the community.
		Alternate Fig.	
	(1)	There is a serious risk that the defendant will not appear	
X	(2)	There is a serious risk that the defendant will endange	
		Holland-Zeeland area and indicates he is employed by	who acquired U.S. citizenship as a juvenile. He lives in the Gentex. Defendant's employment has not been verified. He and his home. It appears defendant has few assets since he was recently in his wife's name.
		Defendant is addicted to methamphetamine which he	uses on a weekly basis. He last used the (continued on attachment)
		Part II - Written Statement	of Reasons for Detention
d that t	he c	credible testimony and information submitted at the	hearing establishes by clear and convincing evidence that
defenda appeara	ant, a ance	and by a preponderance of the evidence that no co	y of the community from further drug trafficking by the ondition or combination of conditions will assure the ight of the unrebutted presumption. While the presumption is may be employed (continued on attachment)
		Part III - Directions I	Regarding Detention
acility s defenda or on rec	epar nt sh ques	rate, to the extent practicable, from persons awaiting nall be afforded a reasonable opportunity for private cons	eral or his designated representative for confinement in a correctio or serving sentences or being held in custody pending appeal. The sultation with defense counsel. On order of a court of the United Statinge of the corrections facility shall deliver the defendant to the United a court proceeding.
Dated:	Se	eptember 4, 2008	/s/ Hugh W. Brenneman, Jr.
Datou.		, , , , , , , , , , , , , , , , , , ,	Signature of Judicial Officer
			Hugh W. Brenneman, United States Magistrate Judge
			Name and Title of Judicial Officer



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Alternate Findings (B) - (continued)

drug one week prior to his arrest. He previously used marijuana but his marijuana use declined drastically after he started using methamphetamine.

Since his arrest, defendant has been indicted by a federal grand jury in the Eastern District of California. On April 2, 2008, defendant and an accomplice were arrested in Illinois after 223 grams of crystal meth were found concealed in the center console of their vehicle.

Part II - Written Statement of Reasons for Detention - (continued)

is not sufficient under these circumstances.